



PTO/SB/08A (10-01)

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANTS (use as many sheets as necessary)				Complete if known	
				Application Number	09/859,661
				Confirmation No.	3933
				Filing Date	May 17, 2001
				First Named Inventor	Stuart A. Fraser et al.
				Art Unit	3633
Sheet	1	of	2	Examiner	James W. Myhre
				Attorney Docket Number	CF-007 Reissue

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Documents	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Appendix B			
		US2002/0023037	02/21/02	White	
		US2004/0030634	02/12/04	Satow	
		Appendix C			
		6,421,653	07/16/02	May	
		6,505,174	01/07/03	Keiser et al.	
		6,519,574	02/11/03	Wilton et al.	
		US2002/0082976	06/27/02	Howorka	

Examiner Signature	Date Considered
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ¹ - Number ² - Kind Code ³	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Documents	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁴

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ⁴
		APPENDIX A	
		Chicago Mercantile Exchange, Globex, 24 pages, undated.	
		Rumbaugh, J. et al., "Object-Oriented Modeling and Design," pp.84-91, 1991.	
		LITIGATION DOCUMENTS	
		eSpeed, Inc. et al., v. Brokertec USA L.L.C., et al., C.A. No. 03-612 (KAJ), ORDER.	
		eSpeed, Inc. et al., v. Brokertec USA L.L.C., et al., C.A. No. 03-612 (KAJ), MEMORANDUM ORDER.	
		eSpeed, Inc. et al., v. Brokertec USA L.L.C., et al., C.A. No. 03-612 (KAJ), OPINION.	

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¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ A check mark here if English language translation is attached.Express Mail No.
EV 625767894 US



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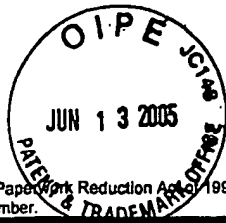
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Substitute for form 1449/PTO		Complete if known			
		Application Number	09/859,661		
INFORMATION DISCLOSURE STATEMENT BY APPLICANTS (use as many sheets as necessary)		Confirmation No.	3922		
		Filing Date	May 17, 2001		
		First Named Inventor	Stuart A. Fraser et al.		
		Art Unit	3622		
		Examiner	James W. Myhre		
Sheet	2	of	2	Attorney Docket Number	CF-007 Reissue

<i>For</i>		eSpeed, Inc. et al., v. Brokertec USA L.L.C., et al., C.A. No. 03-612 (KAJ), PLAINTIFFS' OPENING BRIEF IN SUPPORT OF THEIR PROPOSED CLAIM CONSTRUCTIONS.	
<i>For</i>		eSpeed, Inc. et al., v. Brokertec USA L.L.C., et al., C.A. No. 03-612 (KAJ), PLAINTIFFS' MOTION FOR RE-ARGUMENT ON CLAIM CONSTRUCTION.	
<i>For</i>		eSpeed, Inc. et al., v. Brokertec USA L.L.C., et al., C.A. No. 03-612 (KAJ), ANSWER TO PLAINTIFFS' MOTION FOR REARGUMENT ON CLAIM CONSTRUCTION.	
<i>For</i>		eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), VIDEOTAPED DEPOSITION OF HITENDRA MANUBHAI ABUWALA.	
<i>For</i>	1	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), OPINION AND ORDER RE MOTIONS FOR SUMMARY JUDGEMENT, Oct. 25, 2004	
<i>For</i>	2	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), OPINION AND ORDER RE RECONSIDERATION, Jan. 11, 2002.	
<i>For</i>	3	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), REVISED JOINT PRETRIAL ORDER AND EXHIBITS(A-J) - PUBLIC VERSION, Jan. , 2005.	
<i>For</i>	4	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), TRIAL TRANSCRIPTS, Feb. 7 - Feb. 22, 2005, (11 Volumes).	
<i>For</i>	5	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), JURY'S VERDICT SHEET, Feb. 22, 2005.	
<i>For</i>	6	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), DEFENDANTS' OPENING BRIEF IN SUPPORT OF MOTION FOR JUDGEMENT AS A MATTER OF LAW ON INVALIDITY AND NON-INFRINGEMENT (with Exhibits 1-5), April 4, 2005.	
<i>For</i>	7	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), MOTION FOR JUDGEMENT AS A MATTER OF LAW ON INVALIDITY AND NON-INFRINGEMENT, April 4, 2005.	
<i>For</i>	8	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), ORDER, April 4, 2005.	
<i>For</i>	9	eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), DEFENDANTS' PROPOSED FINDINGS OF FACT AND CONCLUSION OF LAW . . . , Mar. 28, 2005.	
<i>For</i>		eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-612 (KAJ), VIDEOTAPED DEPOSITION OF KENNETH I. GINSBERG, April 22, 2004.	
		APPENDIX B	
<i>For</i>		Clemons, E.K., et al., "Restructuring Institutional Block Trading: An Overview of the OptiMark System," Journal of Management Information Systems, Vol. 15, No. 2, pp. 41-60, Fall 1998.	
<i>For</i>		Graham, G., "UKNEWS" Electronic Trading: Much More a Small Fizz Than a Big Bang," Financial Times, London Edition, p. 9, October 17, 1997.	

Examiner Signature	<i>James W. Myhre</i>	Date Considered	<i>18 July 2005</i>
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Examiner Signature		Date Considered	
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		Country Code ¹ - Number ² - Kind Code ³				

NON PATENT LITERATURE DOCUMENTS			
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		APPENDIX A	
		LITIGATION DOCUMENT	
		eSPEED, Inc. et al. v. BROKERTEC USA, L.L.C. et al., C.A. No. 03-812 (KAJ), BRIEF IN OPPOSITION TO PLAINTIFFS' MOTION FOR JUDGEMENT AS A MATTER OF LAW OR, IN THE ALTERNATIVE, FOR A NEW TRIAL, May 23, 2005.	

Examiner Signature	James W. Myhre	Date Considered	18 July 2005
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¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language translation is attached.